

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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REAL ESTATE BOARD OF NEW YORK, INC., NEW	:
YORK STATE ASSOCIATION OF REALTORS, INC.,	:
BOHEMIA REALTY GROUP, BOND NEW YORK REAL:	:
ESTATE CORP., REAL NEW YORK LLC, LEVEL	:
GROUP INC., FOUR CORNERS REALTY, LLC, 21	:
WEST 74 CORP., 8 WEST 119 TH STREET HDFO,	:
	: Civ. No. 24-cv-09678 (RA)
Plaintiffs,	:
	:
v.	:
	:
THE CITY OF NEW YORK, <i>a municipal entity</i> , VILDA	:
VERA MAYUGA, <i>as Commissioner of New York City</i>	:
<i>Department of Consumer and Worker Protection,</i>	:
	:
Defendants.	:
	:
	:
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**SUPPLEMENTAL DECLARATION OF CLAUDE G. SZYFER IN FURTHER SUPPORT
OF PLAINTIFFS’ MOTION FOR A PRELIMINARY INJUNCTION AND IN
OPPOSITION TO DEFENDANTS’ MOTION TO DISMISS**

CLAUDE G. SZYFER, pursuant to 28 U.S.C. § 1746, hereby declares as follows:

1. I am a Partner at Hogan Lovells US LLP, attorneys for Plaintiffs Real Estate Board of New York; the New York State Association of Realtors, Inc.; Bohemia Realty Group; Bond New York Real Estate Corp.; Real New York LLC; Level Group Inc.; 4 Corners Realty, LLC; 21 West 74 Corp.; and 8 West 119th Street HDFO (collectively “Plaintiffs”) in the above-captioned action.
2. I respectfully submit this supplemental declaration in support of Plaintiffs’ motion for a preliminary injunction to enjoin enforcement of the Fairness in Apartment Rental Expenses (“FARE”) Act and in opposition to Defendants’ motion to dismiss.

3. Attached as **Exhibit A** is a true and correct copy of current Exclusive Right to Rent Agreements between Plaintiff REAL New York LLC and owners of residential rental buildings in New York City.

4. Attached as **Exhibit B** is a true and correct copy of Legal Memorandum LI05 from the New York Department of State Office of General Counsel, as filed as an exhibit to an Article 78 Petition in *In the matter of the Application of Real Estate Board of New York, Inc., et al., v. New York State Department of State*, Index No. 901586-20 (Sup. Ct. Albany Cnty. Apr. 12, 2021), ECF No. 3.

5. Attached as **Exhibit C** is a true and correct copy of a memorandum titled “The FARE Act FAQs 2.0” from the Office of Council Member Chi Ossé.

6. Attached as **Exhibit D** is a true and correct copy of Proposed Int. No. 360-A, dated July 29, 2024.

7. I declare under penalty of perjury that the foregoing is true and correct.

Dated: New York, New York
April 11, 2025

/s/ Claude G. Szyfer
Claude G. Szyfer